

From: Julie Orchard
To: Livingston, Merilee
Date: 6/1/2006 10:14:35 AM
Subject: Fwd: RE: PacifiCorp - Wasatch Wind Issues Matrix 5-31-06.DOC

Here is another response. JPO

>>> "Tracy Livingston" <tracy@wasatchwind.com> 05/31/06 7:26 PM >>>
Contract Matrix:

Perhaps parties would wish to have both Wasatch Wind and PacifiCorp both "approve" a new joint matrix and resubmit. Wasatch Wind would support that effort if the hearing date will not be delayed. Discussion occurred most recently today between Wasatch Wind and PacifiCorp regarding the matrix and PacifiCorp took the initiative and provided me the PacifiCorp version, however, it was received at 2:20 pm today and we simply did not have enough time to update all of the Wasatch Wind issues more particularly those issues from our project investors and provide back to PacifiCorp for final discussion before the deadline. PacifiCorp apparently filed their version of the matrix with the Commission just before we were to forward our version to PacifiCorp for discussion but the deadline was upon us. It appears that Parties crossed paths on emails by 10 or so minutes. After we saw the PacifiCorp filing we had no choice but to submit what we had put together in order to meet today's deadline. I would like to clarify that the PacifiCorp column of items we updated begin with "Availability Definition" on p. 7 of the WW document to the end and are copied from the contract that was filed by Paul Clements in rebuttal testimony. However, WW is of the understanding that the negotiations as reflected in these same provisions have not been completely vetted with PacifiCorp in the latest negotiations although the issues prior in the document have.

Tracy Livingston
CEO Wind Tower Composites
Manager Wasatch Wind
435-657-2550

-----Original Message-----

From: Brockbank, Dean [mailto:Dean.Brockbank@PacifiCorp.com]
Sent: Wednesday, May 31, 2006 5:37 PM
To: William Powell; Andrea Coon; Michael Ginsberg; Patricia Schmid; Paul Proctor; Cheryl Murray; Rich Collins; tracy@wasatchwind.com; velnoskytodd@johndeere.com; christine@isotruss.com; sarah@utahcleanenergy.org
Cc: jorchard@utah.gov; Sandy Mooy; Clements, Paul
Subject: FW: PacifiCorp - Wasatch Wind Issues Matrix 5-31-06.DOC

Please note that Wasatch Wind apparently filed this Joint Issues Matrix today. However, Wasatch Wind included many provisions in the Matrix after PacifiCorp sent the draft to Wasatch, purporting to represent PacifiCorp's position on various issues, and filed it without giving PacifiCorp an opportunity to review or comment on the additions. A "Joint" Matrix would be one that both parties had reviewed and approved. Therefore, please do not treat this as a "Joint" Issues Matrix but rather as a Wasatch Wind Matrix describing what it believes to be

CC: "Mangel, Suzanne" <Suzanne.Mangel@PacifiCorp.com>